



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 18733/1002

In re patent application of

Hans J. HANSEN

Serial No. 09/688,089

Group Art Unit: 1642

Filed: October 16, 2000

Examiner: S. HUFF

For: MULTI-STAGE CASCADE BOOSTING VACCINE

REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. § 1.116

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Commissioner for Patents
Washington, D.C. 20231

Response filed: November 12, 2002

Sir:

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11-20-02

This is a response to the final rejection mailed July 9, 2002, in the above-identified application. A response is due on November 9, 2002, by virtue of the attached Petition for a one-month Extension of Time and payment of the required fees. However, November 9, 2002 is a Saturday and November 11, 2002 is a Federal Holiday, making November 12, 2002, the date of a timely response. If this petition or such payment is missing, it is requested that this statement be considered a request for an extension of time, and the Commissioner is hereby authorized to credit any overpayment or to charge any deficiency to Deposit Account No. 19-0741 for any deficiencies.

REMARKS

Claims 48-57 are presently pending.

Rejection under the judicially created doctrine of double patenting

Claims 48-57 are rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-2 of U.S. Patent No. 6,132,718. Applicants respectfully traverse the present rejection. As argued in the previous response, applicants contend that the present claims administer transfected T-cells and at least one cytokine and the claims of the '718 patent administer transfected T-cells and an antibody.